



STATE OF WASHINGTON

DEPARTMENT OF ECOLOGY

*P.O. Box 47600 • Olympia, Washington 98504-7600  
(360) 407-6000 • TDD Only (Hearing Impaired) (360) 407-6006*

**PUBLIC NOTICE OF APPLICATION for  
STATE OF WASHINGTON WATER QUALITY CERTIFICATION  
and COASTAL ZONE MANAGEMENT ACT CONSISTENCY**

Date of Notice: July 16, 2004

Interested parties are hereby notified that the following applications have been received for a water quality certification in accordance with Section 401 of the Federal Clean Water Act, pursuant to the requirements of WAC 173-225. For projects in the 15 coastal counties, these applications will also be reviewed for coastal zone consistency in accordance with Section 306 of the Coastal Zone Management Act.

This public notice does not indicate that Ecology or other State agencies have agreed with the proposed projects. This notice is only intended to inform the public of proposed projects, and ask for comments by local, state and federal agencies and the public.

**EVALUATION:** The decision to issue, deny or condition the water quality certification (WQC) or concur with the applicant's Coastal Zone Management Act (CZMA) consistency statement, will be based on the following: for WQC, it is necessary for the proposed project to comply with the applicable provisions of the federal Clean Water Act and appropriate State aquatic protection requirements. For a project to be declared consistent under the CZMA program, it must be in compliance with State and Federal Clean Water and Air Acts, the Shoreline Management Act, the State Environmental Policy Act, and other applicable federal and state regulations.

**COMMENT AND REVIEW PERIOD:** Ecology is soliciting comments from the public, State, and local agencies and officials, and other interested parties in order to evaluate the impacts of the activity. Any comments received will be considered to determine whether to approve, condition, or deny a certification for the proposed work, and concur or object to the project's statement of consistency with the CZMA. **Comments should be sent to:**

**Laura Casey  
Department of Ecology  
Northwest Regional Office  
3190 160<sup>th</sup> Ave SE  
Bellevue WA 98008-5452**

**e-mail CALA461@ecy.wa.gov**

**The comment period will last 21 days, from July 16, 2004 to August 6, 2004.**

The Department of Ecology is an Equal Opportunity and Affirmative Action employer and shall not discriminate on the basis of race, creed, color, national origin, sex, marital status, sexual orientation, age, religion or disability as defined by applicable state and/or federal regulations or statutes. If you have special accommodation needs, please contact Ecology's TDD Headquarters at (360) 407-6006.

JULY 16, 2004

**The following application has been received for 401 certification and CZMA consistency determination:**

PROJECT NUMBER: 200400364

APPLICANT: Daniel Rasar  
10191 Halloran Road  
Bow, WA 98232  
360-333-1400

AGENT: Andrew Reasoner  
Ducks Unlimited  
1101 SE Tech Center Dr., Suite 115  
Vancouver, WA 98683  
360-885-2011

ECOLOGY PROJECT REVIEWER: Laura Casey  
Northwest Regional Office  
3190 – 160<sup>th</sup> Avenue SE  
Bellevue, WA 98008-5452  
425-649-7148  
[CALA461@ecy.wa.gov](mailto:CALA461@ecy.wa.gov)

TYPE OF NATIONWIDE PERMIT: Nationwide Permit #27 – Stream and Wetland  
Restoration Activities

LOCATION: In wetlands south of Edison, west of the Samish River and east of Farm to Market Road, Skagit County, Washington – located in Section 5, Township 35N, Range 3E

WORK: Shallowly excavate 0.75 of an acre of reed canary grass dominated PEM wetlands; place fill/sod material (and additional upland soils) in 2.9 acres of same wetlands for water control berm and in 0.70 of an acre for planting mounds. Top of fill/sod planting mounds and majority of berm area will be kept at or below elevation of 102 feet to ensure that mounds remain seasonally saturated for sufficient duration to maintain hydric conditions. Peak seasonal inundation (ponding) level is approximately 101 feet elevation. Project activities will alter microtopography to vary length of seasonal inundation in different areas on site and provide suitable topography for diverse wetland plant community. No wetland areas will be converted to permanently ponded areas. Project activities will convert 3.5 acres of uplands to wetlands, will not result in a net loss of wetland acreage and will result in an increase in wetland function.

The proposed project is described in more detail in the Joint Aquatic Resource Permit Application prepared in March 2004 and revised plans.

PURPOSE: Restore and rehabilitate 50 acres of farmed wetland to improve wildlife habitat and wetland function.

APPEALS: If the water quality certification is issued, any person aggrieved may obtain review thereof by appeal. The applicant can appeal up to 30 days after receipt of the permit, and all others can appeal up to 30 days from the postmarked date of the permit. The appeal must be sent to the Washington Pollution Control Hearings Board, PO Box 40903, Olympia WA 98504-0903. Concurrently, a copy of the appeal must be sent to the Department of Ecology, Enforcement Section, PO Box 47600, Olympia WA 98504-7600. These procedures are consistent with the provisions of Chapter 43.21B RCW and the rules and regulations adopted thereunder.